

**IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF VIRGINIA**

Alexandria Division

UNITED STATES OF AMERICA,

v.

DARRYL POLO, and

LUIS VILLARINO,

Defendants.

Crim. No. 1:19-CR-253

The Honorable T.S. Ellis, III

UNOPPOSED MOTION TO CONTINUE SENTENCINGS

On February 5, 2021, the Court is scheduled to sentence Defendants Darryl Polo and Luis Villarino. The government requests a continuance of these hearings to March 2021. Defense counsel does not object to such a continuance.

The government states the following in support of this Motion:

1. On January 19, 2021, trial will commence for the six remaining co-defendants in this case.
2. The government anticipates that trial may last up to three weeks. This is so due to the number of witnesses the government anticipates calling at trial; the time it will take for six defense counsel to present argument, cross-examine witnesses, and potentially adduce evidence; and the inevitable delays that will arise from the COVID-19 protocols to which all parties will need to adhere.
3. Moreover, the government may call Mr. Polo or Mr. Villarino at trial. If they are called as witnesses, then the government and defense counsel will need sufficient time to consider our respective positions on what, if any, credit the Court should accord to them under

the U.S. Sentencing Guidelines and 18 U.S.C. § 3553.

WHEREFORE, the government asks this Court to enter an order continuing the sentencings of Mr. Polo and Mr. Villarino to March 2021. Defense counsel for Mr. Polo has indicated that she and her client are available for a sentencing on Friday, March 5, or Friday, March 12. Defense counsel for Mr. Villarino has advised that he and his client are unavailable for a sentencing on Friday, March 5, or Friday, March 12, but has not yet provided alternative dates.

Respectfully submitted,

Date: December 7, 2020

G. Zachary Terwilliger
United States Attorney

/s/

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/s/

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CERTIFICATE OF SERVICE

I hereby certify that on December 7, 2020, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send a notification of that electronic filing (NEF) of the foregoing to the attorney for the defendant.

/s/

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